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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

RYAN WELCH,

Defendant.

CASE NO. 2:23-CR-00123-JDP

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
[PROPOSED] FINDINGS AND ORDER

DATE: October 2, 2023
TIME: 10:00 a.m.
COURT: Hon. Jeremy D. Peterson

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for change of plea on October 2, 2023.
2. By this stipulation, defendant now moves to continue the change of plea until November 6, 2023 at 10:00 a.m., and to exclude time between October 2, 2023, and November 6, 2023, under Local Code T4.
3. The parties agree and stipulate, and request that the Court find the following:
 - a) Counsel for defendant desires additional time to review the current charges and investigate mitigation information.
 - b) Counsel for defendant is currently preparing for trial in People v. Matthew Stoll, Placer County Superior Court Case Number 62-173659, set on October 20, 2023 for trial

1 assignment the week of October 23, 2023.

2 c) Counsel for defendant believes that failure to grant the above-requested
3 continuance would deny him the reasonable time necessary for effective preparation, taking into
4 account the exercise of due diligence.

5 d) The government does not object to the continuance.

6 e) Based on the above-stated findings, the ends of justice served by continuing the
7 case as requested outweigh the interest of the public and the defendant in a trial within the
8 original date prescribed by the Speedy Trial Act.

9 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
10 et seq., within which trial must commence, the time period of October 2, 2023 to November 6,
11 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code
12 T4] because it results from a continuance granted by the Court at defendant's request on the basis
13 of the Court's finding that the ends of justice served by taking such action outweigh the best
14 interest of the public and the defendant in a speedy trial.

15 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
16 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
17 must commence.

18 IT IS SO STIPULATED.

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21 Dated: September 28, 2023

PHILLIP A. TALBERT
United States Attorney

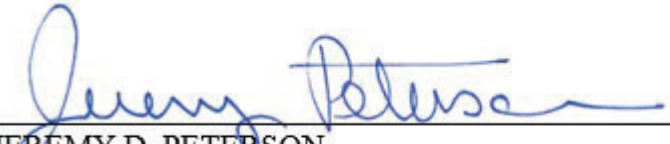
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23 /s/ ALSTYN BENNETT
ALSTYN BENNETT
Assistant United States Attorney

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25
26 Dated: September 28, 2023

/s/ DAVID W. DRATMAN
DAVID W. DRATMAN
Counsel for Defendant
RYAN WELCH

[PROPOSED] ORDER

IT IS SO FOUND AND ORDERED this 28th day of September, 2023.


JEREMY D. PETERSON
UNITED STATES MAGISTRATE JUDGE